

FISCAL NOTE

TO: Chief Clerk of the Senate
Chief Clerk of the House

FROM: James A. Davenport, Executive Director

DATE: March 24, 1995

SUBJECT: **HB 535 - SB 564**

This bill, if enacted, will increase the punishment for rape, aggravated sexual battery, and incest when the offense is against children under 13 years of age through reclassification (Class B to Class A) for the purpose of longer periods of parole supervision but no increase in terms of incarceration. The bill also increases the penalty for sexual battery from a Class E to a Class D felony with an increased period of incarceration.

The fiscal impact from enactment of this bill is estimated to be an increase in state expenditures of \$89,859 for incarceration*. This estimate is based upon 21 persons serving an additional sentence of 110 days at a cost of \$38.90 per day.

Enactment of this bill is also estimated to result in an increase in state expenditures of \$5,565 for parole supervision the first affected year; however, for information purposes the parolee population and cost will continue to increase in the following manner based on 78 convictions each year for the specified offenses:

Year 1	4 parolees	\$5,565
Year 2	133 parolees	\$171,463
Year 10	451 parolees	\$582,445
Year 15	712 parolees	\$919,888
Year 20	997 parolees	\$1,288,360

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

**Section 9-6-119, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law.*